

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

MARCUS ORTIZ, JR.,

Petitioner,

v.

JOHN MARSHALL,

Respondent.

Case No. CV 10-2992 PA(JC)

JUDGMENT

Pursuant to this Court's Order Adopting Findings, Conclusions and
Recommendations of United States Magistrate Judge,

IT IS ADJUDGED that the Motion to Dismiss the operative First Amended
Petition for Writ of Habeas Corpus by a Person in State Custody is granted, the
First Amended Petition for Writ of Habeas Corpus by a Person in State Custody is
denied and this action is dismissed without prejudice.

DATED: February 9, 2011



HONORABLE PERCY ANDERSON
UNITED STATES DISTRICT JUDGE